

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2005-1-E - ORDER NO. 2005-241
MAY 20, 2005

IN RE:	Annual Review of Base Rates for Fuel Costs)	ORDER
	of Carolina Power & Light Company DBA)	DENYING
	Progress Energy Carolinas, Inc.)	MOTION
)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on Nucor Steel-South Carolina's (Nucor's) Motion to Extend Procedural Schedule. The South Carolina Energy Users Committee (SCEUC) has filed a letter advising the Commission that SCEUC joins in and consents to the Motion. Progress Energy Carolinas Inc. (PEC) has filed its opposition to the Motion. Because of the reasoning below, the Motion is denied.

If granted, Nucor's Motion would extend the procedural schedule in this proceeding by two weeks, or, in the alternative, one week, and the date of the hearing would be extended accordingly. Nucor states that the current schedule does not allow sufficient time for Nucor or other interested intervenors to adequately participate in, review, and appropriately address the issues created by the proposal to increase the fuel factor made by Progress Energy Carolinas, Inc. Among other things, Nucor states that substantial additional time would be necessary to fully and completely evaluate PEC's historical and projected fuel costs. However, Nucor states that it is mindful that a new fuel factor is supposed to be in place by July 1, 2005, so as a result, the amount of

additional time that can be granted is limited. Nucor therefore states its preference for a two week extension of all testimony and the hearing, although it notes that a one week extension would be helpful. Again, SCEUC joins in and consents to the Motion.

PEC opposes the Motion. PEC notes that the Notice of Hearing in this Docket was filed on February 22, 2005. On that same date, the Commission issued a schedule requiring PEC to file testimony on April 27, with intervenor testimony due on May 11. PEC published notice of the hearing in March, and also provided bill inserts notifying its customers of the proceeding. PEC goes on to state that Nucor failed to notify the Commission as soon as it had reason to believe it would need a continuance and failed to demonstrate good cause for a continuance, both being requirements of 26 S.C. Code Ann. Regs. 103-862.

Unfortunately, in any event, there are no dates available on this Commission's schedule which can accommodate the extending of the procedural schedule and allow a Commission decision prior to the date that the new fuel factor must be in place, which is July 1, 2005. Accordingly, the Motion must be, and is, denied.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

/s/
Randy Mitchell, Chairman

ATTEST:

/s/
G. O'Neal Hamilton, Vice-Chairman

(SEAL)